

**DECLARATION AND POWER OF  
ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

VESSEL HARVESTING RETRACTOR WITH BILATERAL  
ELECTROSURGICAL LIGATION

the specification of which

(check one)    ☐ is attached hereto.

☒ was filed on September 28, 2001, as  
Application 09/967,205 and  
was amended on \_\_\_\_\_ (if  
applicable.

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

| Country | Application Number | Date of Filing (Day/Month/Year) | Priority Claimed Under 35 U.S.C. §119                    |
|---------|--------------------|---------------------------------|--|
|         |                    |                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|         |                    |                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|         |                    |                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Application Serial No. | Filing Date | Status (patented, pending, abandoned) |
|------------------------|-------------|---------------------------------------|
|                        |             |                                       |
|                        |             |                                       |

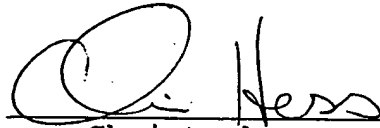
I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith as well as to file equivalent patent applications in countries foreign to the United States including the filing of international patent applications in accordance with the Patent Cooperation Treaty: Philip S. Johnson (Reg. No. #27,200), Steven P. Berman (Reg. #24,772), Andrea L. Colby (Reg. #30,194), Michael Stark (Reg. #32,495), Matthew S. Goodwin (Reg. #32,839), Richard Skula (Reg. #31,061), William K. Wissing (Reg. #34,757), Brian S. Tomko (Reg. #41,349, One Johnson & Johnson Plaza, New Brunswick, NJ 08933, and Kenneth L. King (Reg. #24,223), Frank S. DiGiglio (Reg. #31,346), Leopold Presser (Reg. #19,827), Paul J. Esatto, Jr. (Reg. #30,749), 400 Garden City Plaza, Garden City, NY 11530.

Address all correspondence and telephone calls to:

Kenneth L. King, Esq.  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature:  
Full Name of First Inventor

  
Christopher J. Hess

Date:

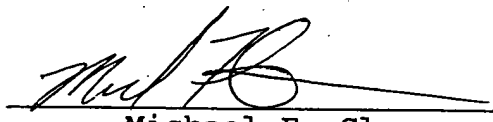
12-07-01

Citizenship:  
Residence:

USA  
958 Whispering Pine Way  
Lebanon, OH 45036  
Same as residence

Post Office Address:

Inventor's Signature:  
Full Name of Second Inventor

  
Michael F. Clem

Date:

12-6-01

Citizenship:  
Residence:

USA  
1262 Avalon Drive  
Maineville, OH 45039  
Same as residence

Post Office Address:

[x] Signature for third and subsequent joint inventors.  
Number of pages added 1.

Inventor's Signature:  
Full Name of Third Inventor

Gary W. Knight  
Gary W. Knight  
Date: 12/6/01

Citizenship:

USA

Residence:

8264 Meadowlark Drive

West Chester, OH 45069

Post Office Address:

Same as residence

Inventor's Signature:  
Full Name of Fourth Inventor

Kristin L. Jambor  
Kristin L. Jambor

Date:

12-7-2001

Citizenship:

USA

Residence:

1316 Duncan Avenue

Cincinnati, OH 45208

Post Office Address:

Same as residence

Inventor's Signature:  
Full Name of Fifth Inventor

Gary L. Long  
Gary L. Long  
Date: 12.7.2001

Citizenship:

USA

Residence:

3722 Pleasant Street

Mariemont, OH 45227

Post Office Address:

Same as residence